IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

IP INNOVATION L.L.C. and TECHNOLOGY LICENSING CORPORATION,	)	
Plaintiffs,	)	Civil Action No. 2:07-cv-146
vs.	)	JURY TRIAL DEMANDED
APPLE INC.,	)	
Defendant.	)	

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiffs, IP Innovation L.L.C. and Technology Licensing Corporation (collectively "Plaintiffs") complain of defendant, Apple Inc. ("Apple") as follows:

1. This is a claim for patent infringement arising under the patent laws of the United States, Title 35 of the United States Code. This Court has exclusive jurisdiction over the subject matter of this case under 28 U.S.C. § 1338(a).

2. IP Innovation L.L.C. ("IPI") is a Texas limited liability company with a place of business at 707 Skokie Boulevard, Suite 600, Northbrook, IL 60062.

3. Technology Licensing Corporation ("TLC") is a Nevada corporation with a principal place of business at 1000 E. William Street, Suite 204, Carson City, Nevada 89701.

4. Together, Plaintiffs own the right, title and interest in and have standing to sue for infringement of United States Patent No. 5,072,412 (the "'412 Patent") entitled "User Interface With Multiple Workspaces for Sharing Display System Objects" which issued on December 10, 1991, attached hereto as Exhibit A.

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5. Apple Inc. ("Apple") is a California corporation that has its principal offices at 1 Infinite Loop, Cupertino California 95014.

6. Apple transacts business in this judicial district and has committed acts of infringement in this judicial district, at least by selling and offering for sale its Mac OS X v10.4 "Tiger" operating system which is accused of infringing the '412 Patent in this case, as well as conducting other business in this judicial district.

7. Venue is proper in this district under 28 U.S.C. §§ 1391 and 1400(b).

8. Apple has infringed, and is now directly infringing at least claim 21 of the '412 Patent through, among other activities, the manufacture, use, sale, offer for sale and/or importation into the United States of its Mac OS X v10.4 "Tiger" operating system. Apple has also infringed at least claim 21 of the '412 Patent by knowingly and actively inducing others to infringe, by contributing to the infringement of others and by intentionally aiding, assisting and encouraging the infringement of others through the manufacture, sale, offer for sale and/or importation into the United States of the Mac OS X v10.4 "Tiger" operating system.

9. Apple's infringement, contributory infringement and inducement to infringe has injured Plaintiffs and Plaintiffs are entitled to recover damages adequate to compensate them for such infringement, but in no event less than a reasonable royalty. Based upon information and belief, Plaintiffs' damages incurred to date exceed $20 million.

10. Apple has received notice of its infringement of the '412 Patent pursuant to 35 U.S.C. §287.

11. Apple's infringement, contributory infringement and inducement to infringe has been willful and deliberate and has injured and will continue to injure Plaintiffs, unless and until this Court enters an injunction prohibiting further infringement of the '412 Patent.

WHEREFORE, Plaintiffs IP Innovation LLC and Technology Licensing Corporation respectfully request this Court enter judgment against defendant Apple Inc., and against its subsidiaries, successors, parents, affiliates, officers, directors, agents, servants, employees, and all persons in active concert or participation with it, granting the following relief:

A. The entry of judgment in favor of Plaintiffs and against the defendant;

B. An award of damages adequate to compensate Plaintiffs for the infringement that has occurred, together with prejudgment interest from the date the infringement began, but in no event less than a reasonable royalty as permitted by 35 U.S.C. § 284;

C. A finding that Apple's infringement has been willful and an award of increased damages as provided by 35 U.S.C. §284;

D. A finding that this case is exceptional and an award to plaintiffs of their attorneys' fees and costs as provided by 35 U.S.C. § 285;

E. A permanent injunction prohibiting further infringement, inducement and/or contributory infringement of the '412 Patent; and,

F. Such other relief that plaintiffs are entitled to under law and any other and further relief that this Court or a jury may deem just and proper.

Jury Demand

Plaintiffs demand a trial by jury on all issues presented in this complaint.

Respectfully submitted,

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